

**TOWN OF BUCKEYE
REGULAR COUNCIL MEETING
AUGUST 2, 2005
MINUTES**

**Town Council Chambers
100 N. Apache Road
Buckeye, AZ 85326
7:00 p.m.**

1. Call to Order/Pledge of Allegiance/Roll Call.

Vice Mayor Urwiller lead the Pledge of Allegiance and called the meeting to order at 7:03 p.m.

Members Present: Councilman Meck, Councilman Beard, Vice Mayor Urwiller, Councilwoman May, Councilman Doster, and Councilman Garza.

Members Absent: Mayor Hull

Departments Present: Town Manager Carroll Reynolds, Town Attorney Scott Ruby, Town Clerk Linda Garrison, Deputy Clerk Lucinda Aja, Parks and Rec Director Jeanine Guy, Fire Chief Scott Rounds, Police Chief Dan Saban, Fire Marshal Bob Costello, Community Development Director Bob Bushfield, Finance Director Ron Brown, Human Resources Director Toni Brown, and Technology Director Dee Hathaway.

2. Comments from the Public

None

2A. Presentation by Chief Saban to the Partnership for a Drug Free America – Arizona Chapter.

Police Chief Dan Saban presented Leslie Bloom from the Partnership for a Drug-Free America, Arizona Chapter a check for \$10,000 to design a Drug Free Program for our schools. Chief Saban explained that education for parents as well as children is key to prevention of drug use. Ms. Bloom thanked Council for their donation.

CONSENT AGENDA

3. Approval of items on the Consent Agenda – There will be no separate discussion of these items unless a Councilmember requests. Councilman Doster requested Item *3 be pulled from the Consent Agenda. Councilman Meck requested Item *5L be pulled from the consent agenda for discussion. Motion made by Councilman Meck and seconded by Councilman May to approve Items *4, *5A, *5B, *5C, *5D, *5E, *5F, *5G, *5H, *5I, *5J, *5K, *5M, *5N, and *5O. Motion passed unanimously.

*3. Motion made by Councilman Doster and seconded by Councilwoman May to postpone the approval of the minutes of the July 19, 2005 Workshop and regular Council meeting until the attachment that lists the stipulations are provided. Motion passed unanimously.

*4. Council approved invoices due by the Town for payment. Copies of invoices are available at Town Hall.

5. New Business

*5A. Council approved the Final Plat for a 10.27 acres, 73 lots, single-family residential subdivision, within Verrado Master Planned Community, Planning Unit III, Parcel 3.405. The site consists of proposed minimum lot sizes of 40'x80' and is being requested by Biskind, Hunt & McTee, P.L.C. on behalf of DMB White Tank, LLC. DMB FP05-14

*5B. Council approved the Final Plat for a 2.228 acres, 14 lots, single-family residential subdivision, within Verrado Master Planned Community, Planning Unit III, Parcel 3.411. The site consists of proposed minimum lot sizes of 40'x80' and is being requested by Biskind, Hunt & McTee, P.L.C. on behalf of DMB White Tank, LLC. DMB FP05-16

*5C. Council approved the Final Plat for 8.44 acres, 36 lots, single-family residential subdivision, within Verrado Master Planned Community, Planning Unit III, Parcel 3.209. The site consists of proposed minimum lot sizes of 40'x90' and is being requested by Biskind, Hunt & McTee, P.L.C. on behalf of DMB White Tank, LLC. DMB FP05-18

*5D. Council approved the Final Plat for a 2.465 acres, 12 lots, single-family residential subdivision, within Verrado Master Planned Community, Planning Unit III, Parcel 3.401. The site consists of proposed minimum lot sizes of 61'x120' and is being requested by Biskind, Hunt & McTee, P.L.C. on behalf of DMB White Tank, LLC. DMB FP05-26

*5E. Council approved the Final Plat for a 4.486 acres, 18 lots, single-family residential subdivision, within Verrado Master Planned Community, Planning Unit III, Parcel 3.409. The site consists of proposed minimum lot sizes of 55'x120' and is being requested by Biskind, Hunt & McTee, P.L.C. on behalf of DMB White Tank, LLC. DMB FP05-30

*5F. Council approved the Final Plat for a 9.61 acres, 37 lots, single-family residential subdivision, within Verrado Master Planned Community, Planning Unit III, Parcel 3.202. The site consists of proposed minimum lot sizes of 60'x124' and is being requested by Biskind, Hunt & McTee, P.L.C. on behalf of DMB White Tank, LLC. DMB FP05-32

*5G. Council approved the Final Plat for a 12.41 acres, 51 lots, single-family residential subdivision, within Verrado Master Planned Community, Planning Unit III, Parcel 3.205. The site consists of proposed minimum lot sizes of 55'x120' and is being requested by Biskind, Hunt & McTee, P.L.C. on behalf of DMB White Tank, LLC. DMB FP05-33

*5H. Council approved the Final Plat for a 14.31 acres, 43 lots, single-family residential subdivision, within Verrado Master Planned Community, Planning Unit III, Parcel 3.206. The site consists of proposed minimum lot sizes of 60'x120' and is being requested by Biskind, Hunt & McTee, P.L.C. on behalf of DMB White Tank, LLC. DMB FP05-34

*5I. Council approved the Final Plat for a 3.62 acres, 22 lots, single-family residential subdivision, within Verrado Master Planned Community, Planning Unit III, Parcel 3.207. The site consists of proposed minimum lot sizes of 51'x120' and is being requested by Biskind, Hunt & McTee, P.L.C. on behalf of DMB White Tank, LLC. DMB FP05-35

*5J. Council approved the Final Plat for a 16.21 acres, 62 lots, single-family residential subdivision, within Verrado Master Planned Community, Planning Unit III, Parcel 3.208. The site consists of proposed minimum lot sizes of 55'x110' and is being requested by Biskind, Hunt & McTee, P.L.C. on behalf of DMB White Tank, LLC. DMB FP05-36

*5K. Council approved the Final Plat for a 5.69 acres, 21 lots, single-family residential subdivision, within Verrado Master Planned Community, Planning Unit III, Parcel 4.506. The site consists of proposed minimum lot sizes of 55'x130' and is being requested by Biskind, Hunt & McTee, P.L.C. on behalf of DMB White Tank, LLC. DMB FP05-44

*5L. After some discussion motion made by Councilman Meck and seconded by Councilwoman May to approve the Final Plat for 134.92 acres, 452 proposed residential lots at the northwest corner of Miller Road and Baseline Road known as Blue Hills, subject to stipulations a-n as attached in the report to Council. Requested by Mike Pierce for Canterra Homes and Marlor Land Company. BLUE HILLS FP02-38 Motion passed unanimously.

*5M. Council approved an extension of the consulting contract with ART Architects for the addition of Police Department offices and class/meeting room at the Sunora Fire Station in an amount not to exceed \$18,000. Budget line item 102-50-598 Police Department Impact Fees.

*5N. Council approved the lease purchase of a 2005 Dodge Caravan for the Clerk's Department as budgeted in the FY 2005/2006 budget, line item 010-53-842.

*5O. Council approved to re-appoint Jackie Meck to the Greater Phoenix Economic Council (GPEC) Board of Directors for the Fiscal Year 2005/2006.

NON CONSENT AGENDA ITEMS

OLD BUSINESS

6A. Arizona State Land Department- Annexation of State Lands Within the Town's Planning Area into the Town of Buckeye.

Councilman Meck suggested Council begin the lengthy process of annexing state lands within the Town's planning Area now. Councilman Doster added that these lands are essential for open space and the Town needs to be aggressive in obtaining these lands. It was suggested that Council have a study session for annexation of State lands within the Town's planning area. Motion made by Councilman Meck and seconded by Councilwoman May for staff to initiate discussions with the Arizona State Land Department to obtain the approvals necessary to accomplish the annexation of State lands within the Town's planning area into the Town of Buckeye. Motion passed unanimously.

NEW BUSINESS

6B. PUBLIC HEARING-Annexation of 77 Acres Located at the Southeast Corner of Southern Avenue and Jackrabbit Trail-GENESIS A05-06

A public hearing was opened at 7:45 p.m. to hear citizen input on the proposed annexation request by The Genesis Group, L.L.C. on behalf of FT Group and Land J Investments, L.L.C. of 77 acres located at the southeast corner of Southern Avenue and Jackrabbit Trail. There being no public comment the public hearing was closed at 7:45 p.m.

6C. Ordinance No. 33-05-Rezoning- Approximately 305 Acres Generally Located West of Miller Road Between McDowell Road and Yuma Road-GARRETSON RZ04-243

Motion made by Councilman Meck and seconded by Councilman Beard to table Ordinance No. 33-05 amending the Land Use Map of the Town of Buckeye requested by Michael Chasse of Arizona Land Advisors on behalf of John Garretson on approximately 305 acres generally located west of Miller Road between McDowell Road and Yuma Road from Maricopa County Rural-43 (R-43) to the Planned Residential (PR) Land Use District and read by title only. Motion passed unanimously.

6D. PUBLIC HEARING- General Development Plan Amendment- on 153 Acres Generally Located at the Southwest Corner of MC-85 and Rainbow Road -HALLCRAFT HOMES GPA05-06

A public hearing was opened at 7:46 p.m. to hear citizen input on the proposed amendment to the General Development Plan of the Town of Buckeye on 153 acres generally located at the southwest corner of MC-85 and Rainbow Road from Open Space and Rural Residential to Single Family Residential requested from Bill Bennett on behalf of Hallcraft Homes. Bob Bushfield presented the staff report and was available to answer questions. There being no public comment the public hearing was closed at 7:48 p.m.

6E. Ordinance 34-05- Amending the General Development Plan of the Town of Buckeye on 153 Acres Generally Located at the Southwest Corner of MC-85 and Rainbow Road-HALLCRAFT HOMES GPA05-06

Motion made by Councilwoman May and seconded by Councilman Meck to adopt Ordinance 34-05 amending the General Development Plan of the Town of Buckeye on 153 acres generally located at the southwest corner of MC-85 and Rainbow Road from Open Space and Rural Residential to Single Family Residential requested by Denise Lacey of RBF Consulting on behalf of Bill Bennett of Hallcraft Homes and read by title only. Motion passed unanimously.

6F. Ordinance 35-05 Amending the Land Use District Map of the Town of Buckeye on 153 Acres Generally Located at the Southwest Corner of MC-85 and Rainbow Road-HALLCRAFT HOMES RZ05-11

Motion made by Councilwoman May and seconded by Councilman Doster to adopt Ordinance 35-05 amending the Land Use District Map of the Town of Buckeye on 153 acres generally located at the southwest corner of MC-85 and Rainbow Road from Planned Community (PC) to Planned Residential (PR) requested by Denise Lacy of RBF Consulting on behalf of Bill Bennett of Hallcraft Homes and read by title only. Motion passed unanimously.

6G. Commercial Aeronautical Activity Permit for Flight Training and Aircraft Rental Services with Buckeye Flight Experience, LLC.

After some discussion motion made by Councilman Meck and seconded by Councilman Beard to approve the Commercial Aeronautical Activity Permit for flight training and aircraft rental services and the office space lease agreement between the Town and Buckeye Flight Experience, LLC. Motion passed unanimously.

6H. Drowning Impact Awareness Month.

Michael Todd and Mike Millican representing the Drowning Coalition of Central Arizona informed Council of the importance of Drowning Impact Awareness and thanked Councilman Garza for initiating this Proclamation. Purple ribbons were distributed to wear in support of Drowning Impact Awareness Month. Motion made by Councilman Garza and seconded by Councilman Doster to authorize the Mayor to sign a proclamation declaring August, Drowning Impact Awareness month with the stipulation that in the Mayor's absence the Vice Mayor may sign the Proclamation. Motion passed unanimously.

6I. Land Development Project Improvement Agreements for the Richmond American Homes Miller Manor project, Phase I, II, III.

Motion made by Councilwoman May and seconded by Councilman Beard to approve the Land Development Project Improvement Agreements for the Richmond American Homes Miller Manor project, Phase I, II, III. Motion passed unanimously.

6J. (Amended Item) Resolution 58-05-Council Salaries

Motion made by Councilman Beard and seconded by Councilwoman May to adopt Resolution 58-05 of the Mayor and Town Council of the Town of Buckeye, Arizona, providing for the compensation of the Mayor, Vice Mayor and Council Members of the Town of Buckeye, Arizona with the stipulations (1) The start date for this compensation and benefit plan would begin after elections July 1, 2006, and (2) During their term of office the Mayor shall also receive a car allowance of \$250 per month, and the Vice Mayor and Council Members shall also receive a car allowance of \$225 per month, provided however, no car allowance shall be paid if the Town provides a vehicle. Councilman Doster stated that he felt this was a volunteer position and did not support the motion. Councilman Meck also felt that his position should not receive a compensation plan. Councilman Meck and Councilman Doster voted nay. Vice Mayor Urwiller, and Councilman Garza voted aye. Motion carried.

6K. PUBLIC HEARING-Proposed Bingo License Requested by Sundance Active Adult Center

A public hearing was opened at 8:12 p.m. to hear citizen input for the application for a bingo license requested by the Sundance Active Adult Center at 930 S. Sundance Parkway. There was no representative available to answer questions from Council. Therefore, the Public Hearing will be continued to the August 16th meeting.

6L. Application for a Bingo License Requested by the Sundance Active Adult Center

Motion made by Councilman Doter and seconded by Councilwoman May to table the request for the application for a Bingo License requested by the Sundance Active Adult Center, 930 S. Sundance Parkway to hold Bingo Tuesday through Saturday. Motion passed unanimously.

6M. Council Subcommittee on Boards and Commissions

After some discussion motion made by Councilman Meck and seconded by Councilwoman May to approve the Council Subcommittee on Boards and Commissions recommendations to the following committees:

- Community Development Board: Brenda Carson and Boyd Richardson
- Library Board: Joseph Buonaiuto
- Public Safety Retirement Board (Fire): John "Buddy" Gallerani and John Harnack
- Public Safety Retirement Board (Police): Tim Grandy and Richard Hopkins
- Mayor's designee to the Fire and Police Public Safety Retirement Boards: Not appointed at this meeting due to Mayor Hull's absence

Motion passed unanimously.

6N. Pulte Agreement to Provide Funding for Inspector Positions

Motion made by Councilman Beard and seconded by Councilwoman May Council to approve the Pulte agreement to provide funding at the rate of \$80.00 per hour for one inspector position and to approve a modification to the compensation plan to include inspector positions. Motion passed unanimously.

6O. Resolution 57-0505 Declaring a Public Need and Necessity and a Public Purpose; Amending Resolution 31-05 Relating to the Acquisition of Easements Over Certain Real Property

Motion made by Councilman Meck and seconded by Councilman Beard to adopt Resolution 57-05 declaring a public need and necessity and a public purpose; amending Resolution 31-05 relating to the acquisition of easements over certain real property located in Buckeye in order to operate the Town's wastewater treatment plan and declaring an emergency. Motion passed unanimously.

7. Town Manager's Report

- Discussed settlement agreement regarding the NCFC Bankruptcy.
- Presentation for the Census on August 9th at 2:00 p.m. from MAG
- Saturday, August 6th meeting for Sonora Wall Project at Chamber.
- 302 applications have been accepted for Town employment opportunities.
- Town Clerk will be contacting Boards and Commissions Applicants regarding their recent appointment.

8. Comments from the Mayor and Council

Councilman Meck-None

Councilman Beard-Main Street Program has several projects underway.

Vice Mayor Urwiller-None

Councilwoman May-None

Councilman Doster-None

Councilman Garza-Thanked Council for Drowning Awareness Proclamation

Mayor Hull-Absent

9. Adjournment.

There being no further business to come before Council motion made by Councilwoman May and seconded by Councilman Beard to adjourn the meeting at 8:42 p.m. Motion passed unanimously.

Dustin Hull, Mayor

ATTEST:

Linda Garrison, Town Clerk

I hereby certify that the foregoing is a true and correct copy of the Regular Meeting held on the 2nd day of August, 2005. I further certify that a quorum was present.

Linda Garrison, Town Clerk